

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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IN RE:

JOSEPH F. FIELDS

Debtor

-----X

S I R S:

CHAPTER 11 (Subchapter V)

CASE NO.: 19-45292-ess
NOTICE OF PRESENTMENT OF
FINAL DECREE

PLEASE TAKE NOTICE that the Final Decree in this Chapter 11 case shall be presented by Richard S. Feinsilver, Esq., attorney for debtor, to the Hon. Elizabeth S. Stong, at Chambers, at 271C Cadman Plaza East, Room 3585, Brooklyn, New York 11201, on the 25th day of February, 2021. The proposed Decree, a copy of which is annexed hereto, shall Order that the confirmed plan in this case has been substantially consummated.

PLEASE TAKE FURTHER NOTICE that if you have any good reason to object to the granting of the proposed Order, you must do so in writing at least five (5) calendar days before the Order is to be signed; and you must serve the undersigned and all other entities to whom this motion has been noticed, as indicated below, with the Clerk of the Court the original of your objections, together with proof of service. If no proper objections are timely filed and served, and if the Judge is satisfied from the application that the moving party is entitled to the relief sought, the Court may sign the Order without further notice or a hearing.

If proper objections are timely filed and served, a hearing on this application shall be held before the Hon. Elizabeth S. Stong on the 25th of February, 2021 at 10:30 the forenoon of that day at Room 3585, 271C Cadman Plaza East, Brooklyn, New York 11201 or telephonically consistent with this Court's Covid-19 protocols.

Dated: Carle Place, New York
February 3, 2021

s/Richard S. Feinsilver

Richard S. Feinsilver
Attorney for the Debtor
One Old Country Road
Suite 125
Carle Place, New York 11514
516-873-6330

TO: United States Trustee
Salvatore LaMonica Esq.
All affected creditors

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

-----X

IN RE:

JOSEPH F. FIELDS

Case No.:20-45292-ess

CHAPTER 11

Debtor.

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FINAL DECREE AND CERTIFICATE OF CONSUMMATION

The Second Amended Subchapter V Plan of Reorganization (hereinafter “Plan”) under Chapter 11 of the Bankruptcy Code having been filed by the Debtor and the Court having entered an Order confirming the Plan on January 13, 2021, and the it having been determined by the Court, based upon the affidavits docketed and the entire record herein that:

1. The transfer or other disposition of all or substantially all of the property dealt with under the Plan pursuant to its provisions has occurred.
2. The debtor has distributed to creditors affected by the Plan all dividends to date specified in the Plan.

IT IS ORDERED

- A. The Plan has been substantially consummated.
- B. The Estate of this debtor is hereby closed.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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IN RE:

JOSEPH F. FIELDS

Case No.:19-45292-ess

CHAPTER 11

Debtor.

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APPLICATION FOR FINAL DECREE
AND ORDER OF SUBSTANTIAL CONSUMMATION

TO THE HONORABLE ELIZABETH S. STONG, UNITED STATES BANKRUPTCY
JUDGE:

COMES NOW, the debtor, JOSEPH F. FIELDS, by his attorney, Richard S. Feinsilver, Esq., and applies to this Court for a Final Decree and an Order declaring that the debtor's Subchapter V Plan of Reorganization (hereinafter the "Plan") to have been fully consummated.

1. Administrative creditors have been paid 100% of their allowed claims, or in the case of creditors that have agreed to accept payment of their administrative claims over time, have been paid all sums that have become due under the Plan, in particular, all quarterly fees due and owing to the Office of the United States Trustee through June 2020 were paid prior to confirmation .

2. There are no Priority unsecured creditors in this case.

3. Class 2a - Secured Claim of Wells Fargo Home Mortgage - This creditor is to be paid monthly payments pursuant to the Plan for a term of 10 years, retroactive to October 2020.. All required payments through January 2021 have been paid by the debtor.

4. Class 2b - Secured Claim of Wells Fargo Home Mortgage - This creditor is to be paid monthly payments pursuant to the Plan for a term of 9 years and 9 months, commencing January, 2021.. All required payments through January 2021 have been paid by the debtor.

5. There are no General Unsecured Creditors in this case

6. Based upon the foregoing, the Subchapter V Plan confirmed by this Court has been substantially consummated as that term is defined and, as such it is appropriate for a Final Decree and Order to issue in this case

WHEREFORE, the Debtor respectfully requests that the Court enter a Final Decree and Order declaring the plan to have been substantially consummated.

Dated: January 29, 2020
Carle Place, New York

s/Richard S. Feinsilver

By: Richard S. Feinsilver, Esq.
Attorney for Debtor
One Old Country Road, Suite 125
Carle Place NY 11514
516-873-6330

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

-----X

In re

JOSEPH F. FIELDS

Chapter 11
Case No.: 19-45292

AFFIRMATION OF
SERVICE

DEBTOR

-----X

The undersigned attorney, duly admitted to practice before this Court, affirms the following to be true under the penalties of perjury:

1. That he is the attorney for the Debtor in the instant action.
2. That on the 3rd day of February 2021, your affiant served a true copy of the Notice of Presentment filed in this case upon:

ANNEXED LIST OF CREDITORS AND PARTIES IN INTEREST TO WHOM SERVICE IS REQUIRED

Internal Revenue Service, Insolvency, 6th Floor, 100 Myrtle Avenue,
2 Metrotech Center, Brooklyn NY 11201

Internal Revenue Service, Box 7346, Phila PA 19114

NYS Dept of Taxation, 250 Veterans Memorial Highway, Hauppauge NY
11788

Securities and Exchange Commission, 3 World Financial Center, 43rd
Floor, NY NY 10281

US Attorney, 601 Federal Plaza, Central Islip NY 11722

US Dept of Justice Tax Division, 950 Pennsylvania Avenue NW.
Washington DC 20530

Office of the NYS Attorney General, 330 Motor Parkway, Suite 230,
Hauppauge NY 11788

Enid Nagler Stuart Esq., Office of the AG, 28 Liberty Street, 17th
Floor NY NY 10005

the address(es) designated by said attorney and party for that purpose by depositing a true copy of same to each attorney and party, enclosed in a post paid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Postal Service within the State of New York.

3. In addition, I effected notice by electronic transmission generated by the ECF System and by email to the following persons/entities pursuant to Bankruptcy Rule 9036

Office of the U.S. Trustee, c/o Jeremy Sussman Esq.
Jeremy.S.Sussman@usdoj.gov

Salvatore Lamonica Esq. Subchapter V Trustee (sl@lhmlawfirm.com)

Gregory C Campbell Esq., Aldridge Pite gcampbell@aldridgepite.com

Jenelle Arnold Esq., Aldridge Pite jarn@aldridgepite.com

Penny McNeely, Woods Oviatt PmcNeely@woodsdefaultServices.com

Aleksandra K. Fugate Esq., Woods Oviatt
AFugate@woodsdefaultServices.com

Dated: February 3, 2021
Carle Place, New York

s/Richard S. Feinsilver

RICHARD S. FEINSILVER

Label Matrix for local noticing
0207-1
Case 1-19-45292-ess
Eastern District of New York
Brooklyn

271-C Cadman Plaza East, Suite 1595
Brooklyn, NY 11201-1801

ARGENT DENTAL
8515 MIRALANI AVENUE
SANDIEGO, CA 92126-4352

~~XXXXXXXXXXXXXXXXXXXX~~
FLUSHING DENTAL SUPPLY
72-59 KISSENA BLVD
FLUSHING, NY 11367-2723

INTERNAL REVENUE SERVICE
P.O. BOX 7346
PHILADELPHIA, PA 19101-7346

NYC DEPT OF FINANCE
66 JOHN STREET
ROOM 104
NY, NY 10038-3728

NYC WATER BOARD
59-17 JUNCTION BOULEVARD
8TH FLOOR
ELMHURST, NY 11373-5188

Office of the United States Trustee
Eastern District of NY (Brooklyn Office)
U.S. Federal Office Building
201 Varick Street, Suite 1006
New York, NY 10014-4811

WELLS FARGO HOME EQUITY
2324 OVERLAND AVENUE
BILLINGS, MT 59102-6401

WELLS FARGO MORTGAGE
1 HOME CAMPUS
DES MOINES, IA 50328-0001

WELLS FARGO MORTGAGE
BOX 10335
DES MOINES, IA 50306-0335

Wells Fargo Bank, N.A.
Attn: Default Document Processing
1000 Blue Gentian Road, MAC# N9286-
Eagan, MN 55121-7700

Wells Fargo Bank, N.A.
c/o ALDRIDGE PITE, LLP
4375 Jutland Drive, Suite 200
P.O. Box 17933
San Diego, CA 92177-7921

Joseph F Fields
144-21 South Drive
Whitestone, NY 11357-1010

Richard S Feinsilver
One Old Country Road
Suite 125
Carle Place, NY 11514-1845

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)Wells Fargo Bank, N.A.

(u)Jenelle C. Arnold
jarnold@aldridgepite.com

(d)Wells Fargo Bank, N.A.
c/o Aldridge Pite, LLP
4375 Jutland Drive, Suite 200
P.O. Box 17933
San Diego, CA 92177-7921

(u)Chris Perez

End of Label Matrix
Mailable recipients 14
Bypassed recipients 4
Total 18